

DECLARATION AND POWER OF ATTORNEY

As the below-named inventors, we declare that:

Our residences, post office addresses, and citizenships are as stated below under our names.

We believe we are the original, first, and joint inventors of the invention entitled "EVALUATION AND OPTIMISATION OF CODE," which is described and claimed in the specification and claims of Patent Application No. 10/072,814, which we filed in the United States Patent and Trademark Office on February 8, 2002 and for which a patent is sought.

We have reviewed and understand the contents of the foregoing specification, including the claims, as amended by any amendment specifically referred to herein (if any).

We acknowledge our duty to disclose information of which we are aware which is material to the patentability and examination of this application in accordance with 37 C.F.R. § 1.56(a).

We hereby appoint DAVID V. CARLSON, Registration No. 31,153; MICHAEL J. DONOHUE, Reg. No. 35,859; ROBERT IANNUCCI, Reg. No. 33,514; E. RUSSELL TARLETON, Reg. No. 31,800; KEVIN S. COSTANZA, Registration No. 37,801; SUSAN D. BETCHER, Reg. No. 43,498; BRIAN L. JOHNSON, Registration No. 40,033; GEORGE C. RONDEAU, JR., Reg. No. 28,893; TIMOTHY L. BOLLER, Reg. No. 47,435; FRANK ABRAMONTE, Reg. No. 38,066; ELLEN M BIERMAN, Registration No. 38,079; KAYLA BRANT, Registration No. 46,576 and DALE R. COOK, Reg. No. 42,434; comprising the firm of Seed Intellectual Property Law Group PLLC, 701 Fifth Avenue, Suite 6300, Seattle, Washington 98104-7092; and LISA K. JORGENSEN, Registration No. 34,845; ROBERT D. McCUTCHEON, Registration No. 38,717, MARIO DONATO, Reg. No. 37,816 and NAINESH SHAH, Reg. No. 40,166; as our attorneys to prosecute this application and to transact all business in the U.S. Patent and Trademark Office in connection therewith. Please direct all telephone calls to E. RUSSELL TARLETON at (206) 622-4900 and telecopies to (206) 682-6031.

We further declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so

made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

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